



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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CARLOS DIAZ,

Petitioner,

- against -

PEOPLE OF THE STATE OF NEW YORK,

Respondent.  
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23-CV-03800 (KPF) (RWL)

**ORDER**

**ROBERT W. LEHRBURGER, United States Magistrate Judge:**

On October 13, 2023, the Court granted Plaintiff's application for appointment of pro bono counsel. To date, no pro bono counsel has been appointed. Accordingly, the Clerk of the Court is directed to assign an attorney from the CJA Habeas Panel.

The Court ordered appointment of counsel because one of the issues concerns Plaintiff's fitness for trial. The Government filed its opposition to the petition on October 12, 2023. Plaintiff's response currently is due January 15, 2024. To permit time for CJA counsel to be appointed, the Court sua sponte extends Plaintiff's time to respond to March 15, 2024.

The Clerk of the Court is respectfully directed to mail a copy of this Order to Mr. Diaz and show service on the docket.

SO ORDERED.

Dated: December 1, 2023  
New York, New York

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Robert W. Lehrburger  
United States Magistrate Judge